

REMARKS

Claims 1-5, 8, 10-11, 13-14, 17-21, 29-31, 35-36, 41, 44-49 and 52-53 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Kwoh et al. (Kwoh) and in view of Cobbley et al. Claims 6-7 and 50-51 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Kwoh in view of Cobbley further in view of Abecassis.

The rejection is respectfully traversed. Amended claim 1 now includes the limitation previously recited in claim 6. The Examiner previously rejected claim 6 over Kwoh in view of Cobbley further in view of Abecassis. Neither Kwoh, nor Cobbley, nor Abecassis teaches or suggests, either singly or in combination, marking data that "defines a confidence level that represents the certainty of the user that the marked recording data is the recording data that the user desires to mark." In particular, Abecassis teaches assigning category codes and keywords (e.g. G, PG, PG-13) to video segments. The category codes and keywords indicate the rating level of the segments; however, they do not define "a confidence level that represents the certainty of the user that the marked recording data is the recording data that the user desires to mark." As such, claim 1 is believed to be allowable.

Claims 2-5, 7-8, 10-14, 17-26, 29-31, 35-38 and 41-44 depend from claim 1 and are believed to be allowable for the same reasons described above.

Similarly, neither Kwoh, nor Cobbley, nor Abecassis teaches or suggests, either singly or in combination, marking data that "defines a confidence level that represents the certainty of the user that the marked recording data is the recording data that the user desires to mark." As such, claim 45 is believed to be allowable.

Claims 45-49, 51-53 depend from claim 45 and are believed to be allowable for the same reasons described above.

Reconsideration of the application and allowance of all claims are respectfully requested based on the preceding remarks. If at any time the Examiner believes that an interview would be helpful, please contact the undersigned.

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Respectfully submitted,



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